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7
8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 **UNITED STATES OF AMERICA,**

11 **Plaintiff,**

12 **vs.**

13 **LASR CLINIC OF SUMMERLIN, LLC;**
14 **ISRAEL VILLASENOR; AND BRIAN**
ROGERS;

15 **Defendants.**

CASE NO. 2:19-cv-00467-GMN-NJK

**STIPULATION TO EXTEND TIME TO
FILE ANSWER AND/OR RESPONSIVE
PLEADING TO COMPLAINT AND
~~PROPOSED ORDER~~**

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17 IT IS HEREBY STIPULATED AND AGREED, by and between NICHOLAS A.
18 TRUTANICH, United States Attorney, and ROGER W. WENTHE, Assistant United States Attorney,
19 counsel for the United States of America, and JEFFREY B. SETNESS of the law firm of Fabian
20 VanCott, counsel for LASR CLINIC OF SUMMERLIN, LLC, ISRAEL VILLASENOR, AND
21 BRIAN ROGERS that the period of time in which defendants LASR CLINIC OF SUMMERLIN,
22 LLC, ISRAEL VILLASENOR, AND BRIAN ROGERS may file an answer and/or other responsive
23 pleading to the Complaint is extended from Monday, May 20, 2019 to Thursday, June 20, 2019.

24 The Stipulation is entered into for the following reasons:

- 25 1. On December 28, 2018, LASR Clinic of Summerlin, LLC filed a Voluntary
26 Petition for Non-Individuals Filing for Bankruptcy.
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2. On March 1, 2019, Israel Villasenor filed a Voluntary Petition for Individuals Filing for Bankruptcy.

3. On March 19, 2019, the United States filed a Complaint in the case of *United States of America v. LASR Clinic of Summerlin LLC; Israel Villasenor; and Brian Rogers*, Case No. 2:19-cv-00467-GMN-NJK naming LASR Clinic of Summerlin, LLC, Israel Villasenor, and Brian Rogers as defendants. (Doc. No. 1)

4. On March 19, 2019, the Complaint and related documents was sent to the undersigned AUSA Wenthe.

5. On April 3, 2019, the undersigned on behalf of defendants LASR Clinic of Summerlin, LLC, Israel Villasenor, and Brian Rogers signed Waiver of the Service of Summons forms and transmitted them to the AUSA Wenthe which states, in pertinent part, that "I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from March 19, 2019, . . .".

6. Based upon the calculations of the undersigned, 60 days from March 19, 2019 is Saturday, May 18, 2019 and the next business day is Monday, May 20, 2019. Therefore, an answer or responsive pleading to the above-mentioned Complaint must be filed no later than Monday, May 20, 2019.

7. It is anticipated that defendant Brian Rogers will be filing a Voluntary Petition for Individuals Filing for Bankruptcy within the next week or so.

8. The parties have been engaging in settlement negotiations to resolve this litigation and it is hoped that a Settlement Agreement can be reached shortly.

DATED this 13th day of May 2019.

NICHOLAS A. TRUTANICH
United States Attorney

FABIAN VANCOTT

By: /s/ Roger W. Wenthe
ROGER W. WENTHE
Assistant United States Attorney
Attorneys for United States

By: /s/ Jeffrey B. Setness
JEFFREY B. SETNESS, ESQ.
Attorneys for Defendants LASR Clinics Summerlin,
LLC, Israel Villasenor, and Brian Rogers

ORDER

Based upon the Stipulation of the parties and good cause appearing, IT IS ORDERED that the period of time in which defendants LASR CLINIC OF SUMMERLIN, LLC, ISRAEL VILLASENOR, AND BRIAN ROGERS may file an answer and/or other responsive pleading to the Complaint is extended from Monday, May 20, 2019 to Thursday, June 20, 2019.

May 14, 2019

DATE


NANCY J. KOPPE
UNITED STATES MAGISTRATE JUDGE